

**TRENK, DiPASQUALE, WEBSTER,
DELLA FERA & SODONO, P.C.**

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Attorneys for Defendants

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

THOMAS KELLY,

Plaintiff,

v.

TOWNSHIP OF WEST ORANGE, TOWNSHIP
OF WEST ORANGE POLICE DEPARTMENT;
COUNTY OF ESSEX; SGT. ROBERT
HARTMAN, in his individual and official
capacities; JAMES P. ABBOTT, CHIEF OF
POLICE - WEST ORANGE; and JOHN DOES
1-10 (person or persons to be identified at a
later dated),

Defendants.

Civ. Act. No. 09-05257-KSH-PS

Honorable Katherine S. Hayden

**STIPULATION OF DISMISSAL WITH
PREJUDICE AND WITHOUT COSTS**

IT IS hereby agreed and stipulated between the parties that all claims against the Defendants, pleaded or which could have been pled, are hereby dismissed with prejudice and without costs.

BENENSON & SCHER

Attorneys for Plaintiff Thomas Kelly

By: /s/ Jay R. Benenson
Jay R. Benenson

Dated: February 3, 2010

**TRENK, DiPASQUALE, WEBSTER,
DELLA FERA & SODONO, P.C.**

Attorneys for Defendants, Township of West
Orange, Chief James P Abbott, Sergeant
Robert Hartman and Officer Scott Smarsh

By: /s/ Richard D. Trenk
Richard D. Trenk

Dated: February 3, 2010

SCHACKLETON & HAZELTINE

Attorneys for Plaintiff Thomas Kelly

By: /s/ Kenneth L. Leiby, Jr.
Kenneth L. Leiby, Jr.

Dated: February 3, 2010

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